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Class

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

THOMAS DAVIDSON, TODD CLEARY,  
ERIC SIEGAL, MICHAEL PAJARO, JOHN  
BORZYMOWSKI, BROOKE CORBETT,  
TAYLOR BROWN, JUSTIN BAUER,  
HEIRLOOM ESTATE SERVICES, INC.,  
KATHLEEN BAKER, MATT  
MUILENBURG, WILLIAM BON, and  
JASON PETTY, on behalf of themselves and  
all others similarly situated,

Plaintiffs,

v.

APPLE INC.,

Defendant.

Case No. 5:16-cv-04942-LHK

**JOINT STIPULATION AND [PROPOSED]  
ORDER EXTENDING DEADLINES**

Honorable Lucy H. Koh

Defendant Apple Inc. (“Apple”) and plaintiffs Thomas Davidson, Todd Cleary, Michael Pajaro, Brooke Corbett, Heirloom Estate Services, Inc., Kathleen Baker, and Jason Petty (“Plaintiffs”) (collectively “the Parties”) in the above-captioned action hereby stipulate and agree as follows:

WHEREAS, on July 25, 2019, the Court entered a Case Management Order (ECF No. 405) setting deadlines for briefing on Apple’s Motion to Deny Class Certification and Apple’s Motion to Dismiss, and setting a deadline of February 14, 2020 to complete a settlement conference with a Magistrate Judge.;

WHEREAS, on November 22, 2019, the Court issued an order denying Apple’s Motion to Deny Class Certification (ECF No. 416);

WHEREAS, the Parties have begun discussing scheduling for a settlement conference;

WHEREAS, due to scheduling conflicts, the Parties will not be able to schedule a date for the settlement conference before February;

WHEREAS, Apple’s Motion to Dismiss is due on January 24, 2020 (ECF No. 405);

WHEREAS, the Parties believe that extending the deadline to complete the settlement conference as well as the case deadlines by the same period of time will allow for more productive settlement discussions and potentially conserve the resources of the Court; and

WHEREAS, there have been no previous extensions on the deadlines set forth below.

NOW, THEREFORE, IT IS HEREBY STIPULATED by and between the Parties, through their respective counsel, that the deadline to complete the settlement conference with the Magistrate Judge shall be extended to February 28, 2020 and that the case deadlines be extended as follows:

Motion to Dismiss	<p>Motion: March 13, 2020</p> <p>Opposition: April 3, 2020</p> <p>Reply: April 17, 2020</p> <p>Hearing: May 7, 2020, at 1:30 p.m.</p>
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Deadline to Complete Magistrate Judge Settlement Conference	February 28, 2020
Joint Settlement Status Report	March 6, 2020

Dated: December 30, 2019

Respectfully submitted,

MORRISON & FOERSTER LLP

By: /s/ Arturo J. González  
Arturo J. González

Attorneys for Defendant  
APPLE INC.

Dated: December 30, 2019

Respectfully submitted,

LARSON O'BRIEN LLP  
McCUNE WRIGHT AREVALO, LLP

By: /s/ Stephen G. Larson  
Stephen G. Larson

Attorneys for Plaintiffs and the Putative Class

**IT IS SO ORDERED.**

Dated:

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Hon. Lucy H. Koh  
United States District Judge

**ATTESTATION PURSUANT TO CIVIL LOCAL RULE 5-1**

I, Arturo J. González, attest that all signatories listed, and on whose behalf the filing is submitted, concur in the filing's content and have authorized the filing.

Dated: December 30, 2019

/s/ Arturo J. González  
Arturo J. González